

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

ORIGINAL

MAMADOU L. BAH

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-against-

New York City Police Dept., City of  
New York, Police Officer Louis R. HOLIERE,  
NYC Police Officer JOHN DOE #1, a fictitious name and  
NYC Police Officer JOHN DOE #2, a fictitious name.  
(Write the full name of each defendant who is

being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

CV 16-3858  
(to be filled in by the Clerk's Office)

Jury Trial:  Yes  No  
(check one)

RECEIVED  
JUN 29 2015  
MAUSKOPF, J. OFFICE

BLOOM, M.J.

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed *in forma pauperis*.

**I. The Parties to This Complaint**

**A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

HAMADOU L. BAH

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address



**B. The Defendant(s)**

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name

New York City Police Dept.

Job or Title

(if known)

Street Address

One Police Plaza

City and County

N.Y.

State and Zip Code

N.Y. 10038

Telephone Number

1-646-610-5000

E-mail Address

(if known)



## Defendant No. 2

Name

CITY of New York

Job or Title

(if known)

Street Address

1 Centre St.

City and County

NY

State and Zip Code

NY 10007

Telephone Number

E-mail Address

(if known)

## Defendant No. 3

Name

Louis R. Moliere

Job or Title

NYC Police Officer

(if known)

Street Address

32<sup>nd</sup> Oct 250 W 135 St.

City and County

NY NY

State and Zip Code

NY 10030

Telephone Number

212- 690- 6311

E-mail Address

(if known)

## Defendant No. 4

Name

Police Officer John Doe #1NYC Police Officer

Job or Title

32<sup>nd</sup> Oct 250 W. 135 St.

(if known)

NY NY

Street Address

NY 10030

City and County

212- 690 - 6311

State and Zip Code

Telephone Number

E-mail Address

(if known)

## Defendant No. 5

Police Officer John Doe #2NYC Police Officer32<sup>nd</sup> Oct 250 W 135 St.NY NYNY 10030212- 690 - 6311

## II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

- A. Are you bringing suit against (*check all that apply*):

- State or local officials (a § 1983 claim)  
 Federal officials (a *Bivens* claim)

- B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

false arrest, unlawful imprisonment,  
Malicious Prosecution, Abuse of Power,  
DISCRIMINATION, HARASSMENT, EMOTIONAL DISTRESS

- C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?
- 
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- D. Section 1983 allows defendants to be found liable only when they have acted “under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia.” 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

NYC Police Officers Acting under color of  
STATUTE of the City of N.Y.

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### III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

While Driving Livery Vehicle Stopped by  
THREE (?) Police Officers, without cause.

- B. What date and approximate time did the events giving rise to your claim(s) occur?

June 29, 2013 Approximatey 7:00 P.M.  
at LENOX Ave. Between 144 + 145 St.  
N.Y, N.Y

- C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

After being stopped by Police Pulled out  
car pushed to ground Handcuffed, pants pulled  
pulled down, held at 32nd pct in cell for  
3-4 hours given two (2) Timmies. released  
names dismissed

#### IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

Emotional Distress; Psychological Injury  
TREATED MENTAL, HEALTHY CLINIC & LINCOLN HOSPITAL  
Treated for 2-3 months

#### V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

Money Damages for Psychological Injury + Emotional Distress  
from UNLAWFUL ARREST + DETENTION, + MUTILATION, / 1 million  
Lost WAGES - ONE DAY Approximately \$50.00  
PUNITIVE

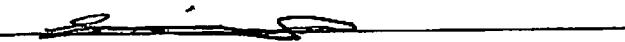
#### VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

**A. For Parties Without an Attorney**

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 06 29, 2016

Signature of Plaintiff 

Printed Name of Plaintiff Mamada L. RAH